

**BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2021-325-T**

IN RE:	Application of Tytan-Up Moving & Delivering Services, LLC for a Class E (Household Goods) Certificate of Public Convenience and Necessity for Operation of a Motor Vehicle Carrier))))))	MOTION TO PRESENT SHIPPER WITNESS TESTIMONY BY AFFIDAVIT
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TYTAN-UP MOVING & DELIVERING SERVICES, LLC (“Applicant”) moves for permission to present testimony of its shipper witness by affidavit. The Commission’s regulation concerning the proof required to support an application for a Certificate of Public and Convenience and Necessity for a Class E mover of household goods with statewide authority is found in S.C. Code Regs. 103-333 (the “Regulation”).

Regarding the testimony of a shipper witness, the Regulation states:

PC&N (Household Goods or Hazardous Waste for Disposal). An application for a certificate of PC&N to operate as a carrier of household goods or hazardous waste for disposal by motor vehicle may be approved upon a showing that the application is fit, willing and able to appropriately perform the proposed service and the public convenience and necessity are not already being served in the territory by existing authorized service. The public convenience and necessity criterion must be shown by the use of shipper witnesses, if the applicant applies for authority for more than three contiguous counties. If the commission determines that the public convenience and necessity is already being served, the commission may deny the application. The following criteria should be used by the commission in determining that an applicant for motor carrier operating authority is fit, willing and able to provide the requested services to the public.

S.C. Code Regs. 103-133.1 (emphasis added)

In the interest of administrative economy (judicial economy in the administrative law context), the Applicant requests that the Commission allow the regulation's requirement of "use of a shipper witness" to be satisfied by the submission of an affidavit.

While the Commission's practice historically has been to allow an Applicant to take the testimony of a shipper witness by deposition to be used at the hearing, recently the Commission has approved the use of an affidavit. *See e.g.* Application of Dad Bod Moving, LLC Docket. No. 2021-141-T.

Applicant respectfully request the Commission allow it to present the testimony of its shipper witness by affidavit. The Affidavit of Raymond Ratty is attached hereto and incorporated herein as Exhibit A

s/Victoria W. Kurtz
Victoria W. Kurtz, Esq. (SC Bar 103303)
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Attorney for Applicant

EXHIBIT A

IN RE: Application of Tytan-Up Moving &)
 Delivering Services, LLC for a Class E)
 (Household Goods) Certificate of Public)
 Convenience and Necessity for Operation)
 of a Motor Vehicle Carrier)

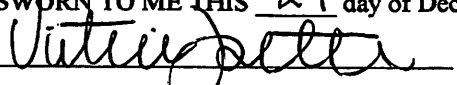
AFFIDAVIT OF RAYMOND RATTY

1. My name is Raymond Ratty, and my address is 3308 Hearthside Drive, Charleston, SC 29414. I have been a resident of South Carolina since July of 1996.
2. I am the Owner and President of Collaborative Business Solutions, LLC, which is a multi-faceted transportation and logistics consultancy that works with the ports, freight forwarders, shippers as well as local retail business owners within South Carolina. In addition, I am the agency owner of Landstar of Charleston, a Landstar freight brokerage business. This brokerage business supports the needs of persons seeking transportation services to move goods within SC. I have been in the Supply Chain, Logistics and Transportation business for 35 years.
3. There is a dire need for transportation capacity, not only within the state of SC, but nationwide. Particularly for the service members who are being deployed overseas as well as returning home, need their personal belongings to arrive timely. We need more capacity within the trucking community.
4. I am writing this affidavit in support of the application of Tytan-Up Moving & Delivering Services, LLC for a Class E Certificate of Public Convenience and Necessity for Operations of Motor Vehicle with authority to move household goods, associated retail household goods purchase as well as to and from any other household goods sources for the purpose of serving military families being deployed to points and places throughout the state of South Carolina.
5. Lastly, I do solemnly swear that it is my belief that Tytan-Up Moving & Delivering Services, LL will operate lawfully and with good intention.



 Raymond Ratty

SWORN TO ME THIS 29 day of December 2021



 NOTARY PUBLIC FOR SOUTH CAROLINA

My Commision Expires: 1.4.22